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Document #: 710626

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

RICHARD M. STALLINGS, Administrator of the Estate )  
of RICHARD R. STALLINGS, Deceased, )

Plaintiff, )

v. )

THE BLACK AND DECKER MANUFACTURING )  
COMPANY, a foreign corporation, and BLACK AND )  
DECKER (U.S.) INC., a foreign corporation, )

Defendant. )

NO. 06-4078-JPG

**DEFENDANT THE BLACK AND DECKER MANUFACTURING COMPANY'S**  
**ANSWER TO PLAINTIFF'S COMPLAINT**

Now comes the defendant, The Black and Decker Manufacturing Company, a foreign corporation, by and through its attorneys, Williams Montgomery & John Ltd., for its Answer to Plaintiff's Complaint states as follows:

The Black and Decker Manufacturing Company denies each and every allegation of the Complaint which is directed against it. The Black and Decker Manufacturing Company has not existed since 1985. The Black and Decker Manufacturing Company incorporates by reference the answer of defendant, Black & Decker (U.S.) Inc. as if fully stated herein.

WHEREFORE, the answering defendant, The Black and Decker Manufacturing Company, denies that the plaintiff is entitled to judgment in his favor for any sum whatsoever.

WHEREFORE, the answering defendant, The Black and Decker Manufacturing Company, asks that the complaint against it be dismissed and that judgment be entered in favor of the defendant and against the plaintiff on the remaining pleadings.

The answering defendant, The Black and Decker Manufacturing Company, demands trial by Jury.

**AFFIRMATIVE DEFENSES**

Pleading in the alternative, without prejudice to its previously stated denials, and while continuing to assert that the plaintiff should take nothing by his action, the answering defendant, The Black and Decker Manufacturing Company, reiterates and incorporates by reference the Affirmative Defenses plead by the defendant, Black & Decker (U.S.) Inc., as if fully stated herein.

WHEREFORE, the answering defendant, The Black and Decker Manufacturing Company, asks that the complaint against it be dismissed and that judgment be entered in favor of the defendant and against the plaintiff.

The answering defendant, The Black and Decker Manufacturing Company, demands trial by jury.

WILLIAMS MONTGOMERY & JOHN LTD.

s/Edward J. Murphy  
EDWARD J. MURPHY

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COMPANY, a foreign corporation, and BLACK AND )  
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Defendant. )

CERTIFICATE OF SERVICE

I hereby certify that on April 21, 2006 I electronically filed the attached document with the Clerk of the Court using the CM/ECF system.

Notification of such filing was faxed to:

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Rhine, Ernest & Vargo  
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s/Edward J. Murphy

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